

LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT
FIRST AMENDMENT TO SEWER RATE ORDINANCE NO. 2018-02
(ROLLING PRAIRIE TRAVEL PLAZAS)

ORDINANCE NO. 2025-03

AN ORDINANCE AMENDING SEWER RATE ORDINANCE NO. 2018-02 (the "Ordinance"), AND ESTABLISHING AN AMENDED SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE DISTRICT (as defined in the Ordinance) FROM OWNERS OF PROPERTY SERVED OR TO BE SERVED BY THE DISTRICT IN THE SERVICE AREA OF THE DISTRICT COMMONLY KNOWN AS THE ROLLING PRAIRIE TRAVEL PLAZAS ("FIRST AMENDMENT").

WHEREAS, the District is duly constituted to provide for the collection, treatment, and disposal of sewage inside and outside the District, pursuant to IND. CODE §13-26 *et seq.*; and

WHEREAS, the District has heretofore authorized the construction, maintenance and operation of Sewage Works (as defined in the Ordinance) for the collection, treatment and disposal of sewage under the provisions of IND. CODE §13-26 *et seq.*; and

WHEREAS, the District has heretofore authorized the acquisition of additional Sewage Works to provide for the collection, treatment and disposal of sewage under IND. CODE §13-26 *et seq.*; and

WHEREAS, the District is authorized, pursuant to IND. CODE §13-26 *et seq.*, to fix, alter, charge, and collect reasonable rates and other charges in the area served by its Sewage Works to every Person (as defined in the Ordinance) whose premises are, whether directly or indirectly, provided with Sewage services by the Sewage Works (or such Sewage Works are available) for the purpose of providing for payment of the expenses of the District; the construction, acquisition, improvement, extension, repair, maintenance, and operation of its Sewage Works and properties; the payment of principal and interest on its obligations; and to fulfill the terms of agreements made with the purchasers or holders of any obligations or with a Person or eligible entity; and

WHEREAS, the Board (as defined in the Ordinance), pursuant to IND. CODE §13-26-11-8, shall, by ordinance, establish just and equitable rates or charges for the use of and service rendered by the Sewage Works, payable by the owner of each lot, parcel of land, or building that is connected with and uses the Sewage Works, that is required to be connected and that is to use the Sewage Works or that in any way uses or is served by the Sewage Works or the District; and

WHEREAS, pursuant to IND. CODE §13-26-11-9, just and equitable rates are considered to be those rates that provide sufficient revenue to pay all expenses incident to the operation of the Sewage Works to include maintenance cost, operating charges, upkeep, repairs, and interest charges on bonds or other obligations; provide the sinking fund for the liquidation of bonds or other evidence of indebtedness and reserves against default in the payment of interest and principal of bonds; and provide adequate funds to be used as working capital, as well as funds for making improvements, additions, extensions, and replacements; and

WHEREAS, IND. CODE §13-26 *et seq.* requires that the rates and charges to be collected for the use of and the service rendered by such Sewage Works to be fixed by ordinance, finally adopted after due notice and public hearing, and authorizes the collection of rates and charges; and

WHEREAS, the Board has previously adopted Ordinance No. 2018-02 establishing the schedule of rates and charges to be collected by the District from owners of property served or to be served by the District's Sewage Works in the service area of the District commonly known as the Rolling Prairie Travel Plazas.

WHEREAS, the Board now finds it is necessary to amend Ordinance No. 2018-02, to update the District's rates and charges to be collected by the District from owners of property served or to be served by the District's Sewage Works in the service area commonly known as the Rolling Prairie Travel Plazas.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT, LAPORTE COUNTY, INDIANA:

Section 1. The current "EXHIBIT A, LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT, SEWER RATES FOR ROLLING PRAIRIE TRAVEL PLAZA" shall be deleted in its entirety and replaced with "**FIRST AMENDED EXHIBIT A, LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT, SEWER RATES FOR ROLLING PRAIRIE TRAVEL PLAZAS**", attached hereto and incorporated herein.

Section 2. This First Amendment shall be construed in accordance with the laws of the State of Indiana, and this First Amendment, along with the rates and charges as herein set forth, shall become effective on the first full billing period occurring after the final adoption, in accordance with The Code as amended.


Section 3. In addition to the authority granted hereunder, the Board and District may exercise any rights permitted under The Code.

Section 4. This ordinance shall take effect upon promulgation according to law and Ordinance No. 2018-02 shall thereafter be amended by this First Amendment.


Signature Page To Follow

PASSED AND ADOPTED BY THE LAPORTE COUNTY REGIONAL SEWER AND
WATER DISTRICT, LAPORTE COUNTY, INDIANA, ON THE 26th DAY OF
August 2025.


**BOARD OF TRUSTEES OF THE LAPORTE
COUNTY REGIONAL SEWER AND WATER
DISTRICT**




John Carr



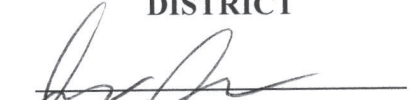
Mitch Bishop




Mark Danielson



Corey Campbell



Jerry Jackson



Marcella Kunstek

Amanda Lahners

Attest:



Jerry Jackson, Secretary

FIRST AMENDED EXHIBIT A
LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT
SEWER RATES FOR ROLLING PRAIRIE TRAVEL PLAZAS

There is hereby established for the use of and the service rendered by the Rolling Prairie Travel Plazas Sewage Works of the LaPorte County Regional Sewer and Water District, the following schedule of rates and charges:

(a) Monthly Charge

Class III (Rolling Prairie Travel Plazas)

Sewer Operation, Maintenance and Replacement User Charge \$ 19,785.00

(b) Surcharge Fee – If the daily wastewater flow exceeds 26,500 gallons per day, there shall be a Surcharge Fee equal to 50% of the Class III Sewer Operation, Maintenance and Replacement User Charge (calculated on an equivalent daily basis) for each day excess flows exceed 26,500 gallons and said Surcharge Fee will be billed on a monthly basis.

(c) Normal sewage domestic waste strength should not exceed Biochemical Oxygen Demand (BOD5) in excess of 1,500 milligrams per liter (mg/l) of fluid, Total Suspended Solids (TSS) in excess of 1,000 milligrams per liter of fluid and Ammonia Nitrogen (NH₃-N) in excess of 150 Milligrams per liter of fluid. Additional charges for treating stronger-than-normal domestic waste shall be made on the following basis:

(1) Rate Surcharge Based Upon Biochemical Oxygen Demand

There shall be an additional charge of \$0.380 (0.380¢) per pound of Biochemical Oxygen Demand received in excess of 1,500 milligrams per liter of fluid.

(2) Rate Surcharge Based Upon Total Suspended Solids

There shall be an additional charge of \$0.381 (0.381¢) per pound of Total Suspended Solids received in excess of 1,000 milligrams per liter of fluid.

(3) Rate Surcharge Based Upon Ammonia-Nitrogen

There shall be an additional charge of \$0.819 (0.819¢) per pound of Ammonia-Nitrogen received in excess of 150 milligrams per liter of fluid